

Intellectual Property and Technology Related Causes

Ernie L. Brooks
James A. Kushman
David R. Syrowik
Mark A. Cantor
Ralph M. Burton
Robert C. J. Tuttle
Earl J. LaFontaine
Ronald M. Nabozny

Thomas A. Lewry
John E. Nemazi
Kevin J. Heini
William G. Abbatt
Donald J. Harrington
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Jeffrey M. Szuma
Maria Franek Angileri

Frank A. Angileri
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Christopher W. Quinn
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George R. Mosher
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Robert C. Brandenburg
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Mark E. Stuenkel
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Seth E. Rodack
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Registered Patent Agents
Mark D. Chuey, Ph.D.
Stephanie M. Mansfield, Ph.D.
John D. Russell, Ph.D.
Robert C. Jones
Matthew R. Mowers
Matthew M. Jakubowski
Marc Lorelli
*Admitted in DC & MD

December 6, 2001

Mr. Joseph W. Hammell
Dorsey & Whitney LLP
Pillsbury Center South
220 South Sixth Street
Minneapolis, MN 55402-1498

Via Overnight Delivery

RE: U.S. Patent Application for:
Storage Technology Corporation
Invention Disclosure No.: 2001-028-NSC
Our File No.: STK 01028 PUS

Dear Mr. Hammell:

We represent Storage Technology Corporation ("StorageTek") concerning the above-identified matter. It is our understanding that, as a result of litigation between StorageTek and Cisco Systems Inc. ("Cisco"), contact between StorageTek and Mr. Timothy J. Kuik, a former StorageTek employee we understand to be employed by Cisco, is to proceed through you.

Accordingly, please forward the sealed envelope enclosed with this letter to Mr. Kuik. The envelope contains a copy of the above-identified patent application for Mr. Kuik's review. The application pertains to an invention for which Mr. Kuik has been identified as the inventor during his employment with StorageTek. Also enclosed in the envelope are a declaration and an assignment concerning the patent application, and a self-addressed, stamped return envelope.

Please note that the contents of the sealed envelope, including the patent application and the subject matter thereof, are StorageTek confidential and proprietary information, which is not to be revealed to anyone other than Mr. Kuik. It is also imperative that Mr. Kuik maintain this information as confidential.

We would appreciate confirmation from you that the enclosed sealed envelope has been forwarded to Mr. Kuik. If we do not receive such confirmation, or if we do not hear from Mr. Kuik by December 21, 2001, we will assume that he has received and reviewed the application, but has refused to sign the declaration and assignment. We will then take those steps necessary to file the application in the absence of Mr. Kuik's cooperation.

Very Truly Yours,

BROOKS & KUSHMAN P.C.

Jeffrey M. Szuma
Jeffrey M. Szuma

Enclosures



Intellectual Property and Technology Related Causes

Ernie L. Brooks
James A. Kushman
David R. Syrowik
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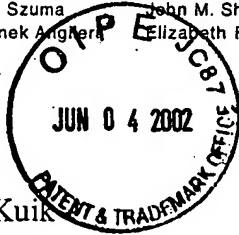
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December 6, 2001

Mr. Timothy J. Kuik
c/o Mr. Joseph W. Hammell
Dorsey & Whitney LLP
Pillsbury Center South
220 South Sixth Street
Minneapolis, MN 55402-1498

CONFIDENTIAL

**RE: U.S. Patent Application for:
Storage Technology Corporation
Invention Disclosure No.: 2001-028-NSC
Our File No.: STK 01028 PUS**

Dear Mr. Kuik:

We represent Storage Technology Corporation ("StorageTek") concerning the above matter. Enclosed with this letter is a copy of the above-identified patent application. The application pertains to an invention for which Mr. Ravi Kavuri at StorageTek identified you as a co-inventor from your time of employment with StorageTek, along with himself, Mr. John Chelikowsky at StorageTek, and Ms. Renae Weber. Also enclosed in the envelope are a declaration and an assignment concerning the patent application, and a self-addressed, stamped return envelope.

Please review the application to confirm that you are a co-inventor, that it describes the invention in sufficient detail to enable one of ordinary skill in the art to practice the invention, that the best mode for practicing the invention has been disclosed, and that the claims accurately define the invention. The application has been reviewed and approved by Mr. Kavuri and Mr. Chelikowsky, and is in the process of being reviewed by Ms. Weber. If you are satisfied with the application, please execute the declaration and assignment and return them in the envelope enclosed for that purpose. Otherwise, please provide us with those revisions to the application which, in your opinion, are needed with respect to the above-noted provisions. We would also ask that you identify any prior art of which you are aware that is material to the patentability of the invention.

Mr. Timothy J. Kuik
December 6, 2001
Page 2

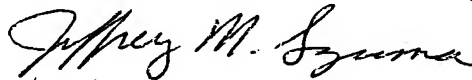
CONFIDENTIAL

Please note that the patent application, and the subject matter thereof, are StorageTek confidential and proprietary information, which is not to be revealed to anyone. It is imperative that you maintain this information as confidential.

If we do not hear from you by December 21, 2001, we will assume that you have reviewed the application, but refuse to sign the declaration and assignment. We will then take those steps necessary to file the application in the absence of your cooperation.

Very Truly Yours,

BROOKS & KUSHMAN P.C.



Jeffrey M. Szuma

Enclosure



DECLARATION FOR PATENT APPLICATION

Atty. Docket No. 2001-028-NSC

First Named Inventor Ravi K. Kavuri et al.

As a below named inventor, I hereby declare that my residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

VIRTUAL VOLUME MANAGEMENT SYSTEM AND METHOD,

the specification of which:

- ☒ is attached hereto; or
☐ was filed on (MM/DD/YYYY) _____ as U.S. Application Number or PCT International Application Number _____, and was amended on (MM/DD/YYYY) _____ (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, § 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, § 119(a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate, or § 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below, and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or of any PCT international application having a filing date before that of the application on which priority is claimed.

<i>Prior Foreign Application Number(s)</i>	<i>Country</i>	<i>Foreign Priority Date (MM/DD/YYYY)</i>	<i>Priority Not Claimed</i>	<i>Certified Copy Attached? (Yes/No)</i>

I hereby claim the benefit under Title 35, United States Code, § 119(e) of any United States provisional application(s) listed below.

<i>Application Number(s)</i>	<i>Filing Date (MM/DD/YYYY)</i>

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code § 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, § 1.56 which occurred between the filing date of the prior application and the national or PCT international filing date of this application.

<i>Application Number(s)</i>	<i>Filing Date (MM/DD/YYYY)</i>	<i>Status: Patented, Pending, Abandoned</i>

Declaration for Patent Application (cont'd.) Atty. Docket No. 2001-028-NSC

Address all correspondence and telephone calls to Timothy R. Schulte
at Storage Technology Corporation, One StorageTek Drive, MS-4309, Louisville, Colorado 80028-4309, (303) 673-5989.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full Name of Sole or First Inventor RAVI K. KAVURI

Inventor's signature (See separately executed Declaration attached hereto) Date _____

Mailing address 6228 Boxman Path, Inver Grove Heights, MN 55428

Residence (same as above) Citizenship India

Full Name of Second Joint Inventor JOHN CHELIKOWSKY

Inventor's signature (See separately executed Declaration attached hereto) Date _____

Mailing address 617 6th Avenue South, Hopkins, MN 55343

Residence (same as above) Citizenship United States of America

Full Name of Third Joint Inventor RENAE M. WEBER

Inventor's signature (See separately executed Declaration attached hereto) Date _____

Mailing address 3933 21st Avenue South, Minneapolis, MN 55407

Residence (same as above) Citizenship United States of America

Full Name of Fourth Joint Inventor TIMOTHY J. KUIK

Inventor's signature _____ Date _____

Mailing address 743 Country Lakes Drive, Lino Lakes, MN 55014

Residence (same as above) Citizenship United States of America

ASSIGNMENT

For the sum of One Dollar (\$1.00) and other good and valuable consideration, receipt of which is hereby acknowledged, we, Ravi K. Kavuri residing at 6228 Boxman Path, Inver Grove Heights, MN 55428, John Chelikowsky residing at 617 6th Avenue South, Hopkins, MN 55343, Renae M. Weber residing at 3933 21st Avenue South, Minneapolis, MN 55407 and Timothy J. Kuik residing at 743 Country Lakes Drive, Lino Lakes, MN 55014, respectively, do hereby assign, sell and set over to Storage Technology Corporation, a corporation organized and existing under the laws of the State of Delaware, and having a place of business at One StorageTek Drive, MS-4309, Louisville, Colorado 80028-4309, U.S.A., hereinafter referred to as the ASSIGNEE, its successors, assigns or other legal representatives, the entire right, title and interest, domestic and foreign, in and to the inventions and discoveries in

VIRTUAL VOLUME MANAGEMENT SYSTEM AND METHOD

set forth in the application for United States Letters Patent executed by us on the ____ day of _____, 20____, on the ____ day of _____, 20____, on the ____ day of _____, 20____, and on the ____ day of _____, 20____, respectively; or

for which an application for a United States Patent was filed on _____, Application No. _____ (we hereby authorize our attorney to insert the application filing date and number when they become known),

including the right of said ASSIGNEE, its successors, assigns or other legal representatives to make applications and to receive Letters Patent for said inventions and discoveries in any and all foreign countries in its or their own name or names, or in our names, at its or their election, and we hereby assign, sell and set over to said ASSIGNEE, its successors, assigns or other legal representatives, all rights of priority in and to said inventions and discoveries in all countries.

And we hereby agree for ourselves, our heirs, successors, assigns or other legal representatives to execute any and all papers, including applications for Letters Patent of any and all kinds and in any and all countries and to perform any and all acts which said ASSIGNEE, its successors, assigns or other legal representatives may deem necessary to secure thereto the rights herein assigned, sold and set over.

And we hereby represent and warrant that we have not granted any rights inconsistent with the rights granted herein.

DATE

(See Separately Executed Document)

Ravi K. Kavuri

DATE

(See Separately Executed Document)

John Chelikowsky

DATE

(See Separately Executed Document)

Rena M. Weber

DATE

Timothy J. Kuik

STATE OF)
) ss.
COUNTY OF)

On this _____ day of _____, 20____, personally appeared before me
Ravi K. Kavuri, to me known to be the person named in and who executed the above instrument, and
acknowledged that he executed the same for the uses and purposes therein mentioned.

Notary Public
My Commission expires:

(SEAL)

STATE OF)
) ss.
COUNTY OF)

On this _____ day of _____, 20____, personally appeared before me
John Chelikowsky, to me known to be the person named in and who executed the above instrument,
and acknowledged that he executed the same for the uses and purposes therein mentioned.

Notary Public
My Commission expires:

(SEAL)

STATE OF)
) ss.
COUNTY OF)

On this _____ day of _____, 20____, personally appeared before me
Rena M. Weber, to me known to be the person named in and who executed the above instrument,
and acknowledged that he executed the same for the uses and purposes therein mentioned.

Notary Public
My Commission expires:

(SEAL)

STATE OF)
) ss.
COUNTY OF)

On this _____ day of _____, 20____, personally appeared before me
Timothy J. Kuik, to me known to be the person named in and who executed the above instrument,
and acknowledged that he executed the same for the uses and purposes therein mentioned.

Notary Public
My Commission expires:

(SEAL)